

**CULTURAL AFFAIRS DEPARTMENT[221]**

**Adopted and Filed Emergency**

Pursuant to the authority of Iowa Code section 303.1A(6) as amended by 2010 Iowa Acts, Senate File 2237, and chapter 303A, the Director of the Department of Cultural Affairs hereby amends Chapter 13, "Iowa Cultural Trust," Iowa Administrative Code.

The amendment to Chapter 13 corrects an error that unnecessarily restricted access by Iowa organizations to grant funds available through the Iowa cultural trust.

In compliance with Iowa Code section 17A.4(3), the Department finds that notice and public participation are unnecessary as the amendment removes restrictions and confers a benefit to constituents.

The Department also finds, pursuant to Iowa Code section 17A.5(2)"b"(2), that the normal effective date of this amendment should be waived and this amendment should be made effective on September 1, 2010, as it confers a benefit on and removes restrictions from the constituents interested in applying for grant funds to stabilize and sustain Iowa cultural organizations.

The Department adopted this amendment on August 24, 2010.

This amendment became effective on September 1, 2010.

This amendment is intended to implement Iowa Code section 303.1A(6) as amended by 2010 Iowa Acts, Senate File 2237, and section 303A.7.

The following amendment is adopted.

Amend subrule 13.5(1) as follows:

**13.5(1) *Grant program eligibility.*** Applicants may include any arts, cultural, or historical organization that is either an Iowa organization that is federally tax-exempt under United States Internal Revenue Code Section 501(c)(3) and incorporated under the Iowa nonprofit corporation Act or an Iowa organization that operates as an arts, cultural, or historical department or division of a municipal or county government ~~that is also federally tax-exempt under Section 501(c)(3) and incorporated in Iowa under the Iowa nonprofit corporation Act~~ (does not include public libraries, parks, or recreation departments). Additional eligibility criteria are as listed in published guidelines for individual grant programs.

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 9/22/10.